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ARIZONA CORPORATION COMMISSION

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January 10, 2002

AZ CORP COMMISSION
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Don Lovell
Bradshaw Water Company, Inc.
112 Grove Avenue
Prescott, AZ 86301

Arizona Corporation Commission
DOCKETED

JAN 11 2002

Re: Bradshaw Water Company, Inc.
Docket No. W-02476A-01-0502

DOCKETED BY	<i>ml</i>
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Dear Mr. Lovell:

On January 7, 2002, you filed with Docket Control of the Arizona Corporation Commission a letter that asked certain questions and requested certain remedies concerning Decision No. 64286. Specifically, you asked three procedural questions that I can address. First, you asked whether paragraph 5 under the Conclusions of Law section in that Decision was correct. Second, you asked, "what is a curtailment tariff?" Finally, you asked how you could appeal the Commission's Decision.

Regarding paragraph 5 in the Conclusions of Law section, the Commission has already detected that typographical error and has drafted a Procedural Order that will correct the typographical error. The Procedural Order will correct not only the Conclusions of Law section, but also the applicable Ordering paragraph. Therefore, Bradshaw will still be ordered to:

"Staff further recommends that:

- (a) Bradshaw implement depreciation rates consistent with those found in Table IV of the Engineering Report for Bradshaw which is attached to the Staff Report;
- (b) Bradshaw shall accurately describe its plant in service in the 2001 Utilities Division Annual Report and each Annual Report thereafter;
- (c) Bradshaw shall comply with future Commission orders regarding timely filings as required;
- (d) The Company shall implement and maintain its books and records in conformity with NARUC Uniform System of Accounts in compliance with Rule R14-2-411(D)(2) within 60 days of the Decision in this case;

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- (e) The Company shall file an affidavit within 30 days of complying with this Decision, certifying that the Company is in compliance with the Rule. Such conformity and affidavit shall occur no later than 90 days from the effective date of this Decision; and
- (f) The Company shall maintain a separate bank account for utility purposes only, and maintain utility records separate from personal, parent company and/or other non-utility purposes. In addition to the collection of its regular rates and charges, Bradshaw shall collect from its customers their proportionate share of any Privilege Sales or Use Taxes provided for in A.A.C. R14-2-409(D)."

As to your question regarding a curtailment tariff, you should contact the Utilities Division of the Arizona Corporation Commission for assistance in answering that question. The Utilities Division can be reached at 602-542-4251.

In regards to your question as to how you can appeal the Commission's Decision, I have included some statutes for your review. I would caution you that these are just for your information and is not meant to be an exhaustive explanation, nor a legal opinion as to how you should go about appealing a Decision of the Arizona Corporation Commission. I would suggest that you consult an attorney who is familiar with that area of law and seek his or her advice on how to appeal a Decision from the Arizona Corporation Commission.

Sincerely,



Philip J. Dion III
Administrative Law Judge

PHD/mj

Enclosures: A.R.S. § 40-253
A.R.S. § 40-254
A.R.S. § 40-254.01
A.R.S. § 40-252
Decision No. 64286